

House Engrossed Senate Bill

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
Senate
Fiftieth Legislature
First Regular Session
2011

CHAPTER 34

SENATE BILL 1622

AN ACT

AMENDING SECTION 26-263, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2010, CHAPTER 208, SECTION 4; AMENDING TITLE 41, CHAPTER 4, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-708; AMENDING SECTIONS 41-790 AND 41-793.01, ARIZONA REVISED STATUTES; REPEALING SECTION 41-3011.02, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 27, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-3012.20; MAKING APPROPRIATIONS; RELATING TO GENERAL GOVERNMENT BUDGET RECONCILIATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 26-263, Arizona Revised Statutes, as amended by
3 Laws 2010, chapter 208, section 4, is amended to read:

4 26-263. Appropriations; purposes; exemption

5 A. The sum of \$90,000 and 1 FTE ~~is~~ ARE appropriated from the state
6 general fund in fiscal years ~~2004-2005 and 2005-2006~~ YEAR 2011-2012 and each
7 FISCAL year thereafter to the department of emergency and military affairs.

8 B. The sum of \$85,000 is appropriated from the state general fund in
9 fiscal years ~~2004-2005 and 2005-2006~~ YEAR 2011-2012 and each FISCAL year
10 thereafter to the attorney general's office for implementation of sections
11 9-461.06, 11-806, 11-824 and 28-8481.

12 ~~C. For fiscal years 2004-2005 and 2005-2006 and each year thereafter,~~
13 ~~the sum of \$4,825,000 is appropriated from the state general fund to the~~
14 ~~military installation fund established by, and for the purposes prescribed~~
15 ~~by, section 26-262.~~

16 ~~D.~~ C. The appropriations made in this section are exempt from the
17 provisions of section 35-190 relating to lapsing of appropriations.

18 Sec. 2. Title 41, chapter 4, article 1, Arizona Revised Statutes, is
19 amended by adding section 41-708, to read:

20 41-708. Office of employment and population statistics

21 THE OFFICE OF EMPLOYMENT AND POPULATION STATISTICS IS ESTABLISHED UNDER
22 THE DIRECTION, OPERATION AND CONTROL OF THE DIRECTOR. THE OFFICE SHALL
23 PROVIDE ECONOMIC AND DEMOGRAPHIC RESEARCH AND ANALYSIS, INCLUDING
24 CONSTITUTIONALLY REQUIRED POPULATION ESTIMATES, AND SHALL PROVIDE EMPLOYMENT
25 AND UNEMPLOYMENT ESTIMATES. IN CARRYING OUT THE REQUIREMENTS OF THIS
26 SECTION, THE DEPARTMENT MAY:

27 1. PARTNER WITH THE FEDERAL GOVERNMENT AS NEEDED IN ORDER TO PROVIDE
28 DETAILED EMPLOYMENT AND UNEMPLOYMENT DATA, POPULATION PROJECTIONS AND
29 RESEARCH DATA.

30 2. RECEIVE AND EXPEND FEDERAL MONIES.

31 Sec. 3. Section 41-790, Arizona Revised Statutes, is amended to read:

32 41-790. Definitions

33 In this article, unless the context otherwise requires:

34 1. "Building renewal" means major activities that involve the repair
35 or reworking of a building and the supporting infrastructure that will result
36 in maintaining a building's expected useful life. Building renewal does not
37 include new building additions, new infrastructure additions, landscaping and
38 area beautification, routine PREVENTIVE maintenance EXCEPT AS PROVIDED IN
39 SECTION 41-793.01, SUBSECTION D or demolition and removal of a building.

40 2. "Building system" means a group of buildings which together
41 constitute a single unit for purposes of planning, land acquisition,
42 construction or building renewal.

43 3. "Capital projects" means buildings, structures, facilities and
44 areas constructed for the use or benefit of this state.

1 4. "Infrastructure" means nonbuilding improvements that directly
2 support operating a facility that is listed in the annual building system
3 such as utility delivery systems, roadway systems, external lighting systems,
4 irrigation systems, sidewalks and parking lots.

5 5. "Land acquisition" means the procurement of real property by gift,
6 grant, purchase, lease purchase, condemnation or other lawful means.

7 6. "State capitol building" means:

8 (a) The original 1898 statehouse known as the state capitol museum.

9 (b) The 1919 state capitol wing and the 1938 state capitol justice
10 addition known jointly as the legislative services wing.

11 (c) The house of representatives wing.

12 (d) The senate wing.

13 (e) The west wing known as the state capitol executive tower.

14 Sec. 4. Section 41-793.01, Arizona Revised Statutes, is amended to
15 read:

16 41-793.01. Formula for building renewal monies; legislative
17 appropriations

18 A. The joint committee on capital review shall develop and approve a
19 uniform formula for computing annual funding needs of building systems for
20 building renewal. In developing a formula, the committee shall take into
21 consideration at least the following factors:

22 1. The current replacement value of buildings, including structures
23 capitalized as part of the original cost of the buildings.

24 2. The original construction cost of buildings, including structures
25 capitalized as part of the original cost of the buildings.

26 3. The current age of buildings.

27 4. The expected useful life of buildings, including any extraordinary
28 use or functions of the building.

29 B. In developing a building renewal formula pursuant to subsection A
30 of this section, the committee shall develop and approve a uniform format for
31 all building systems for the collection of data required by the building
32 renewal formula.

33 C. The amount computed pursuant to this section for building renewal
34 for each building system shall be incorporated into the capital improvement
35 plan required pursuant to section 41-793.

36 D. The agency responsible for a building system shall allocate and
37 expend the amounts appropriated for building renewal within the building
38 system. THE DEPARTMENT MAY USE UP TO EIGHT PER CENT OF THE AMOUNT
39 APPROPRIATED FOR ROUTINE PREVENTIVE MAINTENANCE.

40 E. Notwithstanding this section or any other law, monies that are
41 appropriated or available for building renewal may be spent for state
42 building modifications to comply with the federal Americans with disabilities
43 act OF 1990 (42 United States Code sections 12101 through 12213 and 47 United
44 States Code sections 225 and 611).

1 Sec. 5. Repeal
2 Section 41-3011.02, Arizona Revised Statutes, is repealed.
3 Sec. 6. Title 41, chapter 27, article 2, Arizona Revised Statutes, is
4 amended by adding section 41-3012.20, to read:
5 41-3012.20. Arizona department of housing; termination July 1,
6 2012
7 A. THE ARIZONA DEPARTMENT OF HOUSING TERMINATES ON JULY 1, 2012.
8 B. TITLE 41, CHAPTER 37, ARTICLE 2 IS REPEALED ON JANUARY 1, 2013.
9 Sec. 7. Declaration of emergency; limitation
10 Notwithstanding section 35-192, Arizona Revised Statutes, or any other
11 law, the aggregate amount of all liabilities incurred during a declaration of
12 emergency shall not exceed \$2,900,000 in fiscal year 2011-2012.
13 Sec. 8. Archives building; transfer of monies; purpose
14 Notwithstanding any other law, one-half of any unencumbered monies
15 associated with previous appropriations to the department of administration
16 and the legislative council for the design, construction or maintenance of
17 the Polly Rosenbaum archives building are transferred to the legislative
18 council to be used for the alteration, renovation and repair of buildings
19 under the control of the legislature. The other half of these monies shall
20 be transferred to the capital outlay stabilization fund established by
21 section 41-792.01, Arizona Revised Statutes and is appropriated to the
22 department of administration in fiscal year 2011-2012.
23 Sec. 9. Purpose
24 Pursuant to section 41-2955, subsection B, Arizona Revised Statutes,
25 the legislature continues the Arizona department of housing to address the
26 affordable housing issues confronting this state, including housing issues of
27 low and moderate income families, housing affordability, housing for special
28 needs populations and decaying housing stock.
29 Sec. 10. Retroactivity
30 Sections 5 and 6 of this act are effective retroactively to July 1,
31 2011.

APPROVED BY THE GOVERNOR APRIL 6, 2011.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 7, 2011.

Passed the House April 1, 2011,


Passed the Senate March 16, 2011,

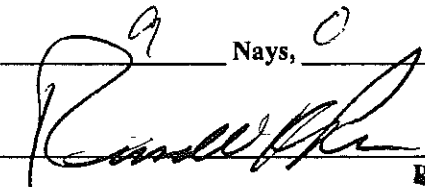
by the following vote: 40 Ayes,

by the following vote: 21 Ayes,


19 Nays, 1 Not Voting

9 Nays, 0 Not Voting


Speaker of the House


President of the Senate


Cheryl Laube
Chief Clerk of the House


Channing Bellinger
Secretary of the Senate

~~EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR~~

~~This Bill was received by the Governor this~~

~~_____ day of _____, 20____,~~

~~at _____ o'clock _____ M.~~

~~_____
Secretary to the Governor~~

~~Approved this _____ day of~~

~~_____, 20____,~~

~~at _____ o'clock _____ M.~~

~~_____
Governor of Arizona~~

S.B. 1622

~~EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE~~

~~This Bill was received by the Secretary of State~~

~~this _____ day of _____, 20____,~~

~~at _____ o'clock _____ M.~~

~~_____
Secretary of State~~

SENATE CONCURS IN HOUSE
AMENDMENTS AND FINAL PASSAGE

Passed the Senate April 1, 20 11

by the following vote: 21 Ayes,

8 Nays, 1 Not Voting

[Signature]
President of the Senate

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

1st day of April, 20 11

at 5:30 o'clock P. M.

[Signature]
Secretary to the Governor

Approved this 6th day of

April

at 5:49 o'clock P. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 7th day of April, 20 11

at 2:06 o'clock P. M.

[Signature]
Secretary of State